

IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF IOWA  
CENTRAL DIVISION

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GILARIME MUELLER,

Petitioner,

vs.

UNITED STATES OF AMERICA,

Respondent.

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No. 4:10-cv-00148-JAJ


ORDER

This matter comes before the court pursuant to petitioner's May 3, 2010 Motion for Extension of Time to File An Appeal in a Civil Case of Judgment [dkt 5]. The court believes that the petition is plainly frivolous.

Upon the foregoing,

**IT IS ORDERED** that petitioner's Motion for Extension of Time to File An Appeal in a Civil Case of Judgment is denied. The court also denies the issuance of a certificate of appealability.

**DATED** this 10<sup>th</sup> day of May, 2010.

  
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JOHN A. JARVEY  
UNITED STATES DISTRICT JUDGE  
SOUTHERN DISTRICT OF IOWA